



ROANOKE CITY COUNCIL REGULAR SESSION

JUNE 5, 2006
9:00 A.M.

ROOM 159

AGENDA

Call to Order -- Roll Call

A communication from Mayor C. Nelson Harris requesting that Council convene in a Closed Meeting to discuss vacancies on certain authorities, boards, commissions and committees appointed by Council, pursuant to Section 2.2-3711(A)(1), Code of Virginia (1950), as amended.

P 9

A communication from Council Member Alfred T. Dowe, Jr., Chair, City Council's Personnel Committee, requesting that Council convene in a Closed Meeting to discuss the annual performance of two Council-Appointed Officers, pursuant to Section 2.2-3711(A)(1), Code of Virginia (1950), as amended.

P 10

A communication from the City Manager requesting that Council convene in a Closed Meeting to discuss acquisition of real property for a public purpose, where discussion in open meeting would adversely affect the bargaining position or negotiating strategy of the City, pursuant to Section 2.2-3711(A)(3), Code of Virginia (1950), as amended.

P 11

A communication from the City Manager requesting that Council convene in a Closed Meeting to discuss disposition of public-owned property, where discussion in open meeting would adversely affect the bargaining position or negotiating strategy of the City, pursuant to Section 2.2-3711(A)(3), Code of Virginia (1950), as amended.

P 12

A communication from the City Manager requesting that Council convene in a Closed Meeting, pursuant to Section 2.2-3711.29, Code of Virginia (1950), as amended, to discuss certain confidential proprietary records excluded from Chapter 37 of the Code of Virginia (1950), as amended, pursuant to subdivision 11 of Section 2.2-3705.6, Code of Virginia (1950), as amended.

P 13

Items listed on the 2:00 p.m. Council docket requiring discussion/clarification and additions/deletions to the 2:00 p.m. agenda. (10 minutes)

Topics for discussion by the Mayor and Members of Council. (10 minutes)

BRIEFINGS:

Director of Finance:

- Proposed revisions to the Pension Code – 15 minutes

P 14

City Manager:

- Soccer Fields on Reserve Avenue – 15 minutes
- Market Study – 40 minutes
- Central Roanoke Mobility Study – 40 minutes

P 15;
P 16;
P 17

THE COUNCIL MEETING WILL BE DECLARED IN RECESS AT 11:00 A.M., FOR A MEETING OF THE AUDIT COMMITTEE, TO BE FOLLOWED BY A CLOSED SESSION OF THE COUNCIL ACTING AS THE PERSONNEL COMMITTEE FOR THE PURPOSE OF CONDUCTING PERFORMANCE EVALUATIONS OF TWO COUNCIL APPOINTED OFFICERS. THE MEETINGS WILL BE HELD IN THE COUNCIL'S CONFERENCE ROOM, ROOM 451, NOEL C. TAYLOR MUNICIPAL BUILDING. THE COUNCIL MEETING WILL RECONVENE AT 2:00 P.M., IN THE CITY COUNCIL CHAMBER.



**ROANOKE CITY COUNCIL
REGULAR SESSION**

**JUNE 5, 2006
2:00 P.M.**

CITY COUNCIL CHAMBER

AGENDA

1. Call to Order--Roll Call.

The Invocation will be delivered by Council Member Sherman P. Lea.

The Pledge of Allegiance to the Flag of the United States of America will be led by Mayor C. Nelson Harris.

Welcome. Mayor Harris.

NOTICE:

Meetings of Roanoke City Council are televised live on RVTv Channel 3. Today's Council meeting will be replayed on Channel 3 on Thursday, June 8, 2006, at 7:00 p.m., and Saturday, June 10, 2006, at 4:00 p.m. Council meetings are offered with closed captioning for the hearing impaired.

ANNOUNCEMENTS:

THE PUBLIC IS ADVISED THAT MEMBERS OF COUNCIL RECEIVE THE CITY COUNCIL AGENDA AND RELATED COMMUNICATIONS, REPORTS, ORDINANCES AND RESOLUTIONS, ETC., ON THE WEDNESDAY PRIOR TO THE COUNCIL MEETING TO PROVIDE SUFFICIENT TIME FOR REVIEW OF INFORMATION. CITIZENS WHO ARE INTERESTED IN OBTAINING A COPY OF ANY ITEM LISTED ON THE AGENDA MAY CONTACT THE CITY CLERK'S OFFICE, ROOM 456, NOEL C. TAYLOR MUNICIPAL BUILDING, 215 CHURCH AVENUE, S. W., OR CALL 853-2541.

THE CITY CLERK'S OFFICE PROVIDES THE MAJORITY OF THE CITY COUNCIL AGENDA ON THE INTERNET FOR VIEWING AND RESEARCH PURPOSES. TO ACCESS AGENDA MATERIAL, GO TO THE CITY'S HOMEPAGE AT WWW.ROANOKEVA.GOV, CLICK ON THE SERVICE ICON, CLICK ON COUNCIL AGENDAS TO ACCESS THE APPROPRIATE AGENDA AND COUNCIL MEETING. IF ADOBE ACROBAT IS NOT AVAILABLE, A PROMPT WILL APPEAR TO DOWNLOAD PRIOR TO VIEWING AGENDA INFORMATION.

ALL PERSONS WISHING TO ADDRESS COUNCIL ARE REQUESTED TO REGISTER WITH THE STAFF ASSISTANT WHO IS LOCATED AT THE ENTRANCE TO THE COUNCIL CHAMBER. ON THE SAME AGENDA ITEM, ONE TO FOUR SPEAKERS WILL BE ALLOTTED FIVE MINUTES EACH, HOWEVER, IF THERE ARE MORE THAN FOUR SPEAKERS, EACH SPEAKER WILL BE ALLOTTED THREE MINUTES.

ANY PERSON WHO IS INTERESTED IN SERVING ON A CITY COUNCIL APPOINTED AUTHORITY, BOARD, COMMISSION OR COMMITTEE IS REQUESTED TO CONTACT THE CITY CLERK'S OFFICE AT 853-2541, OR ACCESS THE CITY'S HOMEPAGE AT WWW.ROANOKEVA.GOV, TO OBTAIN AN APPLICATION.

2. PRESENTATIONS AND ACKNOWLEDGEMENTS:

Proclamation declaring June 16 - 17, 2006, as Relay For Life Days.

Proclamation declaring June 9, 2006, as Sons of the American Revolution Day.

3.

CONSENT AGENDA

ALL MATTERS LISTED UNDER THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE BY THE MEMBERS OF CITY COUNCIL AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THE ITEMS. IF DISCUSSION IS DESIRED, THE ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY.

- C-1 Minutes of the special meeting of Council held on Monday, April 17, 2006, and the regular meeting of Council held on Monday, April 17, 2006.

RECOMMENDED ACTION: Dispense with the reading of the minutes and approve as recorded.

- C-2 A communication from the City Manager requesting that Council schedule a public hearing for Monday, June 19, 2006, at 7:00 p.m., or as soon thereafter as the matter may be heard, with regard to a proposed encroachment into the public right-of-way of Southern Hills Drive, S. W., for construction of a modular concrete retaining wall (Home Depot).

P 18

RECOMMENDED ACTION: Concur in the request.

- C-3 A communication from Gwendolyn W. Mason tendering her resignation as a member of the Parks and Recreation Advisory Board.

P 19

RECOMMENDED ACTION: Accept the resignation and receive and file the communication.

- C-4 Qualification of the following persons:

Michael W. Hanks for a term ending June 20, 2008, and John G. Reed for a term ending June 30, 2010, as members of the Board of Trustees, City of Roanoke Pension Plan; and

M. Rupert Cutler as a member of the Western Virginia Water Authority Board of Directors, for a term commencing July 1, 2006 and ending June 30, 2010.

RECOMMENDED ACTION: Receive and file.

REGULAR AGENDA

4. PUBLIC HEARINGS: NONE.

5. PETITIONS AND COMMUNICATIONS:

- a. Remarks with regard to the 40th Anniversary of Virginia Western Community College. Dr. Robert H. Sandel, President, and Barry W. Baird, Board of Directors, Spokespersons. (Sponsored by the City Manager.)

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6. REPORTS OF OFFICERS:

- a. CITY MANAGER:

BRIEFINGS: NONE.

ITEMS RECOMMENDED FOR ACTION:

1. Appropriation of \$158,939.00 in connection with reimbursement of hurricane deployment expenses incurred by the Roanoke Fire-EMS Department during fiscal year 2005-2006.
2. Amendment of the City Code with regard to days and hours of operation of the City Market; and amendment of the Fee Compendium to include market space fees for Sunday operations, effective July 1, 2006.
3. Appropriation of \$355,000.00 in additional funds from the Commonwealth of Virginia for certain Social Services programs for fiscal year 2005-2006.
4. Appropriation of \$22,850.00 for Outreach Detention/Electronic Monitoring and Sanctuary/Crisis Intervention Center program activities.

P 22;
B/O 29

P 30;
O 32;
R 33

P 34;
B/O 36

P 37;
B/O 39

5. Appropriation of flood expenditure reimbursement and flood insurance proceeds in connection with a local emergency that was declared in the City of Roanoke on September 28, 2004, as a result of flooding; and budget adjustments for motor fuel expenses. P 40;
B/O 42
6. Authorization for acceptance of donated vehicles for use in the Community Oriented Policing Effort (COPE). P 44;
R 46
7. Authorization to execute documents with the Virginia Department of Rail and Public Transportation in support of the application of FreightCar Roanoke, Inc., for Railroad Industrial Access Program funds. P 47;
R 49

b. CITY ATTORNEY:

1. Readoption and reenactment of the Code of the City of Roanoke (1979), as amended. P 51;
O 52
2. Authorization for the Mayor to execute a Deed of Release with Virginia Holding Corporation releasing the City from any/or requirement that the 30.15-acre tract of land conveyed to the City by deed dated March 15, 1941, be used for stadium purposes. P 54;
O 55

c. DIRECTOR OF FINANCE:

1. Financial report for the month of April, 2006. P 56

7. REPORTS OF COMMITTEES: NONE.

8. UNFINISHED BUSINESS: NONE.

9. INTRODUCTION AND CONSIDERATION OF ORDINANCES AND RESOLUTIONS: NONE.

10. MOTIONS AND MISCELLANEOUS BUSINESS:

- a. Inquiries and/or comments by the Mayor and Members of City Council.
- b. Vacancies on certain authorities, boards, commissions and committees appointed by Council.

11. HEARING OF CITIZENS UPON PUBLIC MATTERS:

CITY COUNCIL SETS THIS TIME AS A PRIORITY FOR CITIZENS TO BE HEARD. MATTERS REQUIRING REFERRAL TO THE CITY MANAGER WILL BE REFERRED IMMEDIATELY FOR RESPONSE, RECOMMENDATION OR REPORT TO COUNCIL.

12. CITY MANAGER COMMENTS:

CERTIFICATION OF CLOSED SESSION.



C. NELSON HARRIS
Mayor

CITY OF ROANOKE
OFFICE OF THE MAYOR

215 CHURCH AVENUE, S.W., ROOM 452
ROANOKE, VIRGINIA 24011-1594
TELEPHONE: (540) 853-2444
FAX: (540) 853-1145

June 5, 2006

The Honorable Vice-Mayor and Members
of the Roanoke City Council
Roanoke, Virginia

Dear Members of Council:

This is to request a Closed Meeting to discuss vacancies on certain authorities, boards, commissions and committees appointed by Council, pursuant to Section 2.2-3711 (A)(1), Code of Virginia (1950), as amended.

Sincerely,

A handwritten signature in black ink that reads "C. Nelson Harris". The signature is written in a cursive, flowing style.

C. Nelson Harris
Mayor

CNH:snh



C. NELSON HARRIS
Mayor

CITY OF ROANOKE

CITY COUNCIL

215 Church Avenue, S.W.
Noel C. Taylor Municipal Building, Room 456
Roanoke, Virginia 24011-1536
Telephone: (540) 853-2541
Fax: (540) 853-1145

Council Members:
M. Rupert Cutler
Alfred T. Dowe, Jr.
Beverly T. Fitzpatrick, Jr.
Sherman P. Lea
Brenda L. McDaniel
Brian J. Wishneff

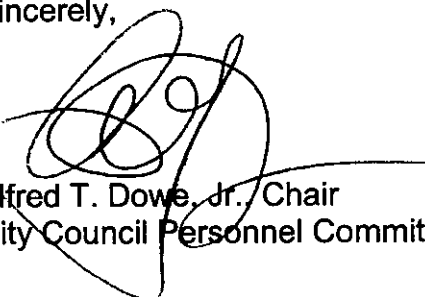
June 5, 2006

The Honorable Mayor and Members
of the Roanoke City Council
Roanoke, Virginia

Dear Mayor Harris and Members of Council:

I wish to request a Closed Meeting to discuss the performance of two Council-Appointed Officers, pursuant to Section 2.2-3711 (A)(1), Code of Virginia (1950), as amended.

Sincerely,



Alfred T. Dowe, Jr., Chair
City Council Personnel Committee

ATDjr:sm



CITY OF ROANOKE
OFFICE OF THE CITY MANAGER

Noel C. Taylor Municipal Building
215 Church Avenue, S.W., Room 364
Roanoke, Virginia 24011-1591

Telephone: (540) 853-2333
Fax: (540) 853-1138
City Web: www.roanokeva.gov

June 5, 2006

The Honorable Mayor and Members
of City Council
Roanoke, Virginia

Subject: Request for closed meeting

Dear Mayor Harris and Council Members:

This is to request that City Council convene a closed meeting to discuss the acquisition of real property for a public purpose, where discussion in open meeting would adversely affect the bargaining position or negotiating strategy of the City, pursuant to §2.2-3711.A.3, of the Code of Virginia (1950), as amended.

Sincerely,

A handwritten signature in black ink, reading "Darlene L. Burcham". The signature is fluid and cursive, with the first name "Darlene" and last name "Burcham" clearly distinguishable.

Darlene L. Burcham
City Manager

DLB/lsc

c: William M. Hackworth, City Attorney
Jesse A. Hall, Director of Finance
Mary F. Parker, City Clerk



CITY OF ROANOKE

OFFICE OF THE CITY MANAGER

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City Web: www.roanokeva.gov

June 5, 2006

The Honorable Mayor and Members
of City Council
Roanoke, Virginia

Subject: Request for closed meeting

Dear Mayor Harris and Council Members:

This is to request that City Council convene a closed meeting to discuss the disposition of publicly-owned property, where discussion in open meeting would adversely affect the bargaining position or negotiating strategy of the public body, pursuant to §2.2-3711.A.3, Code of Virginia (1950), as amended.

Sincerely,

A handwritten signature in cursive script, reading "Darlene L. Burcham".

Darlene L. Burcham
City Manager

DLB/f

cc: William M. Hackworth, City Attorney
Jesse A. Hall, Director of Finance
Mary F. Parker, City Clerk



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City Web: www.roanokeva.gov

June 5, 2006

The Honorable Mayor and Members
of City Council
Roanoke, Virginia

Re: Request for closed meeting

Dear Mayor Harris and Council Members:

This is to request that City Council convene a closed meeting, pursuant to §2.2-3711.29 of the Code of Virginia (1950), as amended, to discuss certain confidential proprietary records excluded from Chapter 37 of the Code of Virginia (1950), as amended, under subdivision 11 of §2.2-3705.6, Code of Virginia (1950), as amended. Such records were submitted in response to a request for proposals under the Public-Private Education Facilities and Infrastructure Act of 2002 (PPEA).

Respectfully submitted,

A handwritten signature in cursive script, reading "Darlene L. Burcham".

Darlene L. Burcham
City Manager

DLB/lsc

cc: William M. Hackworth, City Attorney
Jesse A. Hall, Director of Finance
Mary F. Parker, City Clerk



CITY OF ROANOKE
DEPARTMENT OF FINANCE

215 Church Avenue, S.W., Room 461
P.O. Box 1220
Roanoke, Virginia 24006-1220
Telephone: (540) 853-2821
Fax: (540) 853-6142

JESSE A. HALL
Director of Finance
email: jesse_hall@ci.roanoke.va.us

ANN H. SHAWVER
Deputy Director
email: ann_shawver@ci.roanoke.va.us

June 5, 2006

Honorable Mayor and Members of City Council
Roanoke, Virginia

Dear Mayor and Members of Council:

Subject: Proposed Changes to Pension Code

The purpose of this letter is to reserve space on Council's 9:00 a.m. agenda on June 5, 2006, for a 10-minute briefing on the above referenced subject.

Sincerely,

A handwritten signature in cursive script that reads "Jesse A. Hall".

Jesse A. Hall
Director of Finance

JAH:ca

c: Darlene L. Burcham, City Manager
William M. Hackworth, City Attorney



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May 31, 2006

Honorable C. Nelson Harris, Mayor and
Members of City Council
Roanoke, Virginia

Dear Mayor Harris and Members of Council:

Subject: Soccer Fields - Reserve Avenue

This is to request space on Council's agenda for a 15 minute presentation
of the above referenced subject.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Darlene L. Burcham".

Darlene L. Burcham
City Manager

DLB:jb

c: City Clerk
City Attorney
Director of Finance



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City Web: www.roanokeva.gov

May 31, 2006

Honorable C. Nelson Harris, Mayor and
Members of City Council
Roanoke, Virginia

Dear Mayor Harris and Members of Council:

Subject: Market Study

This is to request space on Council's agenda for a 40 minute presentation
of the above referenced subject.

Respectfully submitted,

A handwritten signature in cursive script, reading "Darlene L. Burcham".

Darlene L. Burcham
City Manager

DLB:jb

c: City Clerk
City Attorney
Director of Finance



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Fax: (540) 853-1138
City Web: www.roanokeva.gov

May 31, 2006

Honorable C. Nelson Harris, Mayor and
Members of City Council
Roanoke, Virginia

Dear Mayor Harris and Members of Council:

Subject: Central Roanoke Mobility Study

This is to request space on Council's agenda for a 40 minute presentation
of the above referenced subject.

Respectfully submitted,

A handwritten signature in black ink, reading "Darlene L. Burcham".

Darlene L. Burcham
City Manager

DLB:jb

c: City Clerk
City Attorney
Director of Finance



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June 5, 2006

Honorable C. Nelson Harris, Mayor
Honorable Beverly T. Fitzpatrick, Jr., Vice Mayor
Honorable M. Rupert Cutler, Council Member
Honorable Alfred T. Dowe, Jr., Council Member
Honorable Sherman P. Lea, Council Member
Honorable Brenda L. McDaniel, Council Member
Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of City Council:

Subject: Encroachment into Public
Right-of Way of Southern
Hills Drive, SW- Retaining
Wall for Home Depot, Tax
Map Nos. 5480704 &
5470109

Pursuant to the requirements of the Virginia Code, the City of Roanoke is required to hold a public hearing on proposed encroachments into public right-of-way. This is to request that a public hearing be advertised on the above matter for Council's regular meeting to be held on Monday, June 19, 2006. A full report will be included in the June 19, 2006, agenda material for your consideration.

Respectfully submitted,

A handwritten signature in black ink, reading "Darlene L. Burcham". The signature is fluid and cursive, with the first name "Darlene" being more prominent.

Darlene L. Burcham
City Manager

DLB/SEF

c: William M. Hackworth, City Attorney
Mary F. Parker, City Clerk
Jesse A. Hall, Director of Finance
Sarah E. Fitton, Real Estate Acquisition Specialist

Gwen Mason
3841 Bosworth Drive
Roanoke, Virginia 24014
540-343-7663
540-343-1480 fax
gwenmason@cox.net

8 May 2006

Mr. Steven C. Buschor
Director
Roanoke Parks and Recreation
210 Reserve Avenue, SW
Roanoke, Virginia 24016

Dear Steve,

It is with regret I tend my resignation from the City Parks and Recreation Board.

In stepping down, I'm appreciative of Carl Kopitzke's leadership as Chair; of the dedication and commitment of our staff and the forward thinking approach you personally take toward recreation and health for the entire Valley as Director of Roanoke's Parks and Recreation. It has been an honor and a pleasure to serve with the Board and I thank you for the experience.

As new responsibilities come my way, please know you have a tireless advocate of recreation and green space in me. I look forward to working together for the benefit of this and future generations of Roanoke citizens.

Very truly yours,

A handwritten signature in black ink, appearing to read "Gwen". The signature is stylized with a large, looping initial "G" and the name "WEN" written in a more straightforward, slightly slanted font.

Good luck!
and Thank You.

VIRGINIA WESTERN

Office of the President

May 23, 2006

Dear Mayor Harris and Members of Council:

Thank you for permitting Barry Baird and I the opportunity to address City Council on the occasion of Virginia Western Community College's 40th anniversary. The City's support of Virginia Western over the years has been very much appreciated.

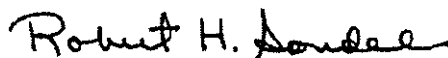
During Fall 2005 2,096 students of Virginia Western were from Roanoke City which accounts for 25% of total enrollment. 55 percent of graduating seniors from Roanoke City who attended college in the Fall of 2005 attended Virginia Western.

The College has grown from an initial enrollment of 1,600 students in 1966-67 to an enrollment of 12,574 students (2004-05 annual unduplicated headcount). In the Fall 2005 semester the college enrollment was 8,244 credit students (3,811 FTES). Three-fourths of the Fall 2005 students (76%) were enrolled part-time; over half (58%) were females, and 13% were racial/ethnic minorities. Over half (57%) were enrolled in a curriculum. Virginia Western does not provide residential facilities, so all students are commuters, and most drive a fairly short distance to campus. More area residents attend Virginia Western than all other colleges combined. According to annual surveys, most students come to Virginia Western for an affordable, convenient and quality education in order to prepare for better employment opportunities or for transfer (to a baccalaureate program).

In addition to traditional on-campus courses, Virginia Western's Workforce Development Division has responded to employer and community needs by serving over 4,000 students and providing custom training courses for many of the region's leading businesses.

Thank you again for the opportunity to share with you the successes of Virginia Western Community College.

Sincerely,



Robert H. Sandel
President



CITY OF ROANOKE
OFFICE OF THE CITY MANAGER

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Fax: (540) 853-1138
City Web: www.roanokeva.gov

June 5, 2006

The Honorable Mayor and Members of City Council
Roanoke, Virginia

Dear Mayor and Members of Council:

I would like to sponsor a request from Dr. Robert Sandel, President of Virginia Western Community College, for presentation of Virginia Western's 40th Anniversary.

Respectfully submitted,

A handwritten signature in black ink, reading "Darlene L. Burcham".

Darlene L. Burcham
City Manager

DLB:sm

c: City Attorney
Director of Finance
City Clerk



CITY OF ROANOKE OFFICE OF THE CITY MANAGER

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June 5, 2006

Honorable C. Nelson Harris, Mayor
Honorable Beverly T. Fitzpatrick, Jr., Vice Mayor
Honorable M. Rupert Cutler, Council Member
Honorable Alfred T. Dowe, Jr., Council Member
Honorable Sherman P. Lea, Council Member
Honorable Brenda L. McDaniel, Council Member
Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of City Council:

Subject: Deployment Reimbursement

Background:

In 2005, the United States was hard hit by the most active hurricane season in history. Hurricanes Katrina, Rita and Wilma hit Louisiana and Florida hard, leaving paths of destruction that are still being cleaned up today.

To help with the hurricane recovery in these devastated regions, Roanoke Fire-EMS was called upon by the Virginia Department of Emergency Management (VDEM) during FY2005-06 for three different deployments. The first deployment consisted of six individuals that departed Roanoke on October 3rd to assist the hard hit Calcasieu Parish in Louisiana. While there, they helped get the city back on its feet after Hurricane Rita and assisted with clean up and basic day to day activities. This group returned on October 23rd. On October 25th, a second team of six individuals headed to Moore Haven County, FL to help the area recover from Hurricane Wilma which tore through the county. This team helped get sewage and water back on line and staffed the Emergency Operations Center. They returned on November 9th. In December, Roanoke Fire-EMS sent its final deployment back to Louisiana to the Cameron Parish. This seven man team also worked in the EOC and helped aid in the recovery from Hurricane Rita.

Roanoke Fire-EMS incurred expenses due to overtime and supplies which is now being reimbursed by VDEM.

Considerations:

The funding recovered from VDEM will be used to cover expenses incurred by Fire-EMS during the three deployments in 2005. Roanoke Fire-EMS has submitted all requested receipts and paperwork and is working with VDEM to secure reimbursements.

Recommended Action:

Authorize the Director of Finance to establish a revenue estimate in the General Fund from VDEM in the amount of \$158,939 and appropriate funding to the following Fire-EMS accounts:

001-520-3211-1003 - (overtime) \$6,950
001-520-3212-1003 - (overtime) \$7,883
001-520-3213-1003 - (overtime) \$60,377
001-520-3521-1003 - (overtime) \$4,467
001-520-3212-2044 - (training and development) \$5,000
001-520-3213-2030 - (administrative supplies) \$11,545
001-520-3212-2144 - (business meals and travel) \$22,717
001-520-3521-2066 - (program activities) \$40,000

Authorize the City Manager to execute the required agreements and any other related documents approved as to form by the City Attorney.

Respectfully submitted,



Darlene L. Burgham
City Manager

DLB:tb

c: Mary F. Parker, City Clerk
William M. Hackworth, City Attorney
Jesse A. Hall, Director of Finance
James Grigsby, Acting Assistant City Manager, Operations
David Hoback, Acting Chief, Fire-EMS

CM06-00095

**INTERGOVERNMENTAL AGREEMENT
Between**

Virginia Department of Emergency Management and
10501 Trade Court
Richmond, Virginia 23236-3713
Contact Person: Ray Parker
Ph: (804) 674-2409
E-mail: ray.parker@vdem.virginia.gov

City Of Roanoke
215 Church Avenue SW
Roanoke, VA 24011
Contact Person: Chief David Hoback
Ph: wk 540-853-2327/ cell 540-537-8499
E-mail: david.hoback@roanokeva.gov

Maximum Amount: Not to Exceed \$90,000.00 See attached

Start Date: October 2, 2005 End Date: November 4, 2005. No extensions of time will be granted without written approval of the city executive. Dates above include travel and 30 days on ground in Lake Charles.

INTRODUCTION:

The Virginia Department of Emergency Management (VDEM), through the Emergency Management Assistance Compact (EMAC), Virginia Code Sections 44-146.14, and 44-146-28 coordinates emergency management and interstate mutual aid for the Commonwealth of Virginia. EMAC is the interstate mutual aid agreement to which most states belong that allows states to assist each other in times of disaster. When any member state's Governor declares a disaster or when a disaster is imminent, as in the case of the recent Hurricane Katrina impacting Louisiana, other member states may agree to provide assistance in response to requests from the impacted state(s). The assistance from other member states may be in the form of personnel and/or other resources. EMAC has been operational since the threat of hurricane was imminent and will remain operational until all needs are met. In response to EMAC requests, several local government employees have volunteered to respond. In cooperation with City of Roanoke, VDEM has identified several experienced and qualified city employees who are available to deploy to assist Calcasieu Parish with response and recovery missions. These city employees will travel to Calcasieu Parish and work in support of the Louisiana Emergency Management Agency.

(NAME OF COUNTY EMPLOYEE & STATEMENT OF EXPERIENCE/QUALIFICATIONS)

This Intergovernmental Agreement establishes a services contract between the Virginia Department of Emergency Management and City of Roanoke for the loan of this city employee for the time period identified above.

(List of Employees, see attached) shall remain an employee of the City of Roanoke throughout their deployment. City of Roanoke or **(list of employees, see attached)** hereby agrees to make the necessary travel arrangements for **(list of employees, see attached)**, including airline, lodging and rental car, if authorized. Per diem expenses and other necessary miscellaneous expenses will be paid by City of Roanoke or **(list of employees, see attached)**. Once the service is complete and the City employee submits his/her travel expense report, VDEM agrees to submit the travel expense report to the Louisiana Emergency Management Agency for reimbursement through the EMAC reimbursement process. The City employee will continue to be paid by his/her city employer, will continue to receive the same benefits as if working at his/her home station, and will carry with him/her all the liability protections of a city employee as if working at his/her home station. VDEM assumes no responsibility for this city employee other than, the submission of completed travel expense reports through the EMAC reimbursement process, and the transmittal of reimbursement from the State of Louisiana to the City of Roanoke. **(List of employees, see attached)** will report to the Calcasieu Parish upon arrival and perform duties as assigned. The EMAC A-Team will provide emergency contact information for **(list of employees, see attached)** and **(list of employees, see attached)** will provide contact information and progress reports on their service throughout the period of deployment.

REIMBURSEMENT:

Upon receipt of reimbursement from the State of Louisiana, VDEM shall transmit that reimbursement to City of Roanoke in a final amount for the authorized expenses claimed on the employee travel expense report (including salary and benefits), when reimbursement is received from the Louisiana Emergency Management Agency. Reimbursement shall not exceed the final, total amount indicated on the travel expense report. City of Roanoke shall submit a final invoice or other appropriate travel expenses report, with all appropriate documentation, to VDEM within 30 days of (list of employees, see attached) return to City of Roanoke. VDEM shall reimburse City of Roanoke within 30 days of receipt of reimbursement from the State of Louisiana.

ALTERATIONS AND AMENDMENTS

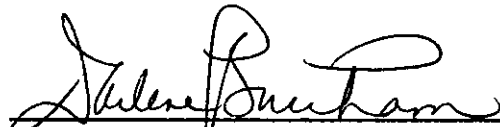
This Agreement may only be amended by mutual agreement of the parties. Amendments shall not be binding unless they are in writing and signed by personnel authorized to bind each of the parties.

TERMINATION

Either party may terminate this Agreement upon 30 days' prior written notification to the other party. If this Agreement is so terminated, the parties shall be liable only for performance rendered or costs incurred in accordance with the terms of this Agreement prior to the effective date of termination.

IN WITNESS THEREOF, the parties hereto have executed this agreement on the day and year last specified below. This Agreement contains all the terms and conditions agreed upon by the parties. No other understandings, oral or otherwise, regarding the subject matter of this Agreement shall be deemed to exist or to bind any of the parties hereto.


BY: _____
Michael C. Cline, State Coordinator
Virginia Department of Emergency Management

BY: 
Name: Darlene Burcham, City Manager
City of Roanoke

APPROVED AS TO FORM:

APPROVED AS TO FORM:

Cathie F. Hutchins, Assistant Attorney General


Name: _____
Assistant City Attorney

Date

10-1-05

Date



"Hayes, Kenny"
 <Kenny.Hayes@vdom.virginia.gov>
 a.gov>

10/25/2005 12:57 PM

To "Andrew L. Duke (E-mail)"
 <Andrew.Duke@fairfaxcounty.gov>, "Daryl Louder (E-mail)"
 <daryl.louder@fairfaxcounty.gov>, "David Hoback (E-mail)"

cc

bcc

Subject Authorization to Deploy - Hurricane "Wilma" - 10 Person IMT
 - Glades County, Florida

DEPLOYMENT PAPERWORK & AUTHORIZATION TO DEPLOY

Chief Andrew Duke, Fairfax County Fire &
 Chief David Hoback, Roanoke City Fire,

Call me at (804) 674-2400 if you have questions. I will go over the forms with you in a quick manner. Also, It is **VERY IMPORTANT** that you check in with the Fla. EMAC desk number listed below. Also, please check in with the VEOC whenever you arrive there. You can get with either me or Ray Parker

Your POC will be Angela Osceola, at (863) 946-6020, EMAC Mission Number: **Mission #030-706** in Florida.

Ms. Osceola will provide all information on staging area and duties. You will be required to check in at the Glades County EOC; 500 Ave. J, Moore Haven, Fla.

If you have any problems, please contact the VEOC at (804) 674-2400 or 1-800-468-8892.

VERY IMPORTANT: Upon Arrival and Departure, Please Check-in with the EMAC A-Team Desk at the Florida EOC. Telephone Number (850) 410-6687

The telephone numbers provided are not for public release.

Forms provided below are used by the EMAC A-Team to coordinate personnel coming into the area. Please have as much of the individual forms completed as you can. The A-Team will assist with completion as needed.

<<EMAC Cost Tracking.xls>> <<EMAC Demobilization Checklist.doc>> <<EMAC Deployed Personnel Tracker.doc>> <<EMAC Deployment Checklist.doc>> <<EMAC Mobilization Checklist.doc>> <<EMAC Personnel Information Form.doc>> <<EMAC reimexp.xls>> <<EMAC Response Survey Form.doc>> <<Guidelines_for_Rapid_Notification_of_Deployed_EMAC_9-2005(1).pdf>> <<Personnel_Track.xls>>

Kenny Hayes

Kenny Hayes

Resource Management Specialist

VERT Logistics Section Chief

Virginia Department of Emergency Management

**INTERGOVERNMENTAL AGREEMENT
Between**

Virginia Department of Emergency Management and
10501 Trade Court
Richmond, Virginia 23236-3713
Contact Person: Ray Parker
Ph: (804) 674-2409
E-mail: ray.parker@vdem.virginia.gov

City Of Roanoke
215 Church Avenue SW
Roanoke, VA 24011
Contact Person: Chief David Hoback
Ph: wk 540-853-2327/ cell 540-537-8499
E-mail: david.hoback@roanokeva.gov

Maximum Amount: Not to Exceed \$70,000.00 See attached

Start Date: October 25, 2005 End Date: November 9, 2005. No extensions of time will be granted without written approval of the city executive. Dates above include travel and 14 days on ground in the State of Florida.

INTRODUCTION:

The Virginia Department of Emergency Management (VDEM), through the Emergency Management Assistance Compact (EMAC), Virginia Code Sections 44-146.14, and 44-146-28 coordinates emergency management and interstate mutual aid for the Commonwealth of Virginia. EMAC is the interstate mutual aid agreement to which most states belong that allows states to assist each other in times of disaster. When any member state's Governor declares a disaster or when a disaster is imminent, as in the case of the recent Hurricane Wilma impacting Florida, other member states may agree to provide assistance in response to requests from the impacted state(s). The assistance from other member states may be in the form of personnel and/or other resources. EMAC has been operational since the threat of hurricane was imminent and will remain operational until all needs are met. In response to EMAC requests, several local government employees have volunteered to respond. In cooperation with City of Roanoke, VDEM has identified several experienced and qualified city employees who are available to deploy to assist State of Florida with response and recovery missions. These city employees will travel to State of Florida and work in support of the Florida Emergency Management Agency.

(NAME OF COUNTY EMPLOYEE & STATEMENT OF EXPERIENCE/QUALIFICATIONS)

This Intergovernmental Agreement establishes a services contract between the Virginia Department of Emergency Management and City of Roanoke for the loan of this city employee for the time period identified above.

(List of Employees, see attached) shall remain an employee of the City of Roanoke throughout their deployment. City of Roanoke or **(list of employees, see attached)** hereby agrees to make the necessary travel arrangements for **(list of employees, see attached)**, including airline, lodging and rental car, if authorized. Per diem expenses and other necessary miscellaneous expenses will be paid by City of Roanoke or **(list of employees, see attached)**. Once the service is complete and the City employee submits his/her travel expense report, VDEM agrees to submit the travel expense report to the Florida Emergency Management Agency for reimbursement through the EMAC reimbursement process. The City employee will continue to be paid by his/her city employer, will continue to receive the same benefits as if working at his/her home station, and will carry with him/her all the liability protections of a city employee as if working at his/her home station. VDEM assumes no responsibility for this city employee other than, the submission of completed travel expense reports through the EMAC reimbursement process, and the transmittal of reimbursement from the State of Florida to the City of Roanoke. **(List of employees, see attached)** will report to the Moore Haven EOC upon arrival and perform duties as assigned. The EMAC A-Team will provide emergency contact information for **(list of employees, see attached)** and **(list of employees, see attached)** will provide contact information and progress reports on their service throughout the period of deployment.

REIMBURSEMENT:

Upon receipt of reimbursement from the State of Florida, VDEM shall transmit that reimbursement to City of Roanoke in a final amount for the authorized expenses claimed on the employee travel expense report (including salary and benefits), when reimbursement is received from the Florida Emergency Management Agency. Reimbursement shall not exceed the final, total amount indicated on the travel expense report. City of Roanoke shall submit a final invoice or other appropriate travel expenses report, with all appropriate documentation, to VDEM within 30 days of (list of employees, see attached) return to City of Roanoke. VDEM shall reimburse City of Roanoke within 30 days of receipt of reimbursement from the State of Florida.

ALTERATIONS AND AMENDMENTS


This Agreement may only be amended by mutual agreement of the parties. Amendments shall not be binding unless they are in writing and signed by personnel authorized to bind each of the parties.

TERMINATION

Either party may terminate this Agreement upon 30 days' prior written notification to the other party. If this Agreement is so terminated, the parties shall be liable only for performance rendered or costs incurred in accordance with the terms of this Agreement prior to the effective date of termination.

IN WITNESS THEREOF, the parties hereto have executed this agreement on the day and year last specified below. This Agreement contains all the terms and conditions agreed upon by the parties. No other understandings, oral or otherwise, regarding the subject matter of this Agreement shall be deemed to exist or to bind any of the parties hereto.

BY: _____
Michael C. Cline, State Coordinator
Virginia Department of Emergency Management

BY: 
Name: Darlene Burcham, City Manager
City of Roanoke

APPROVED AS TO FORM:

APPROVED AS TO FORM:

Cathie F. Hutchins, Assistant Attorney General


Name: _____

Date

10-25-05
Date

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA

AN ORDINANCE to appropriate funding from the Commonwealth of Virginia for reimbursement to the Fire Department of hurricane deployment related expenses, amending and reordaining certain sections of the 2005-2006 General Fund Appropriations, and dispensing with the second reading by title of this ordinance.

BE IT ORDAINED by the Council of the City of Roanoke that the following sections of the 2005-2006 General Fund Appropriations be, and the same are hereby, amended and reordained to read and provide as follows:

General Fund

Appropriations

Overtime	001-520-3211-1003	\$ 6,950
Overtime	001-520-3212-1003	7,883
Training & Development	001-520-3212-2044	5,000
Business Meals & Travel	001-520-3212-2144	22,717
Overtime	001-520-3213-1003	60,377
Administrative Supplies	001-520-3213-2030	11,545
Overtime	001-520-3521-1003	4,467
Program Activities	001-520-3521-2066	40,000

Revenues

Hurricane Deployment		
Reimbursement - VDEM	001-110-1234-0704	158,939

Pursuant to the provisions of Section 12 of the City Charter, the second reading of this ordinance by title is hereby dispensed with.

ATTEST:

City Clerk.



CITY OF ROANOKE OFFICE OF THE CITY MANAGER

Noel C. Taylor Municipal Building
215 Church Avenue, S.W., Room 364
Roanoke, Virginia 24011-1591
Telephone: (540) 853-2333
Fax: (540) 853-1138
City Web: www.roanokeva.gov

June 5, 2006

Honorable C. Nelson Harris, Mayor
Honorable Beverly T. Fitzpatrick, Jr. Vice-Mayor
Honorable M. Rupert Cutler, Council Member
Honorable Alfred T. Dowe, Jr., Council Member
Honorable Sherman P. Lea, Council Member
Honorable Brenda L. McDaniel, Council Member
Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of City Council:

Subject: City Code Change and Fee
Compendium Change Regarding City
Market Operations on Sundays

Background:

Downtown Roanoke, Inc. (DRI) is the City's operator of the Historic Roanoke City Market (Market) area spaces. DRI has received many requests from market vendors, storeowners, and others to provide for regular Sunday operating hours for the Market. In response, DRI has been coordinating, under a Special Event Permit for DRI, for use of the Market area on Sundays from 10 A.M. to 4 P.M. by various vendors since March 20, 2006, to see what the response would be to Sunday hours. The response has been very good.

In view of the positive response, DRI has requested that the City amend Section 24-64, Code of the City of Roanoke (1979), as amended, to change the days of operation from Monday through Saturday to Sunday through Saturday on a regular basis. DRI has also requested that City Council amend the Fee Compendium for Fees for use of Market Spaces to reflect Sunday operations. Such change would only require that the current Daily Permit Fee reflect that the Daily Permit Fee of \$10.00 per space per day would now apply to Sunday use as well as Monday through Thursday use. The fees for Friday and Saturday use and other permits would remain the same. Such changes will provide for more activities to be available for the Downtown area on Sundays. DRI has requested these changes be effective July 1, 2006.

Honorable Mayor and Members of City Council
June 5, 2006
Page 2

Recommended Action:

Amend Section 24-64, Operating hours, of the Code of the City of Roanoke (1979), as amended, to change the days available for operation of the Market from Monday through Saturday to Sunday through Saturday, with the days and hours for the operation of the Market to be established by the City Manager, as set forth in such Code Section.

City Council approve the above requested change for market space fees and amend the Fee Compendium to reflect such change. City Council provide that the effective date for the above changes will be July 1, 2006.

Respectfully submitted,



Darlene L. Burcham
City Manager

DLB:rbt

c: Mary F. Parker, City Clerk
William M. Hackworth, City Attorney
Jesse A. Hall, Director of Finance
Rolanda B. Russell, Assistant City Manager for Community Development
Brian Townsend, Director of Planning, Building and Economic Development
Patrick N. Shaffner, DRI Interim Director

CM06-0099

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA

AN ORDINANCE amending and reordaining Article III, Public Markets, of Chapter 24, Public Buildings and Property Generally, of the Code of the City of Roanoke (1979), as amended, by amending §24-64, Operating Hours, to change the days the Market is available for operation from Monday through Saturday to Sunday through Saturday; providing for an effective date; and dispensing with the second reading of this ordinance.

BE IT ORDAINED by the Council of the City of Roanoke that:

1. Section 24-64, Operating Hours, of Article III, Public Markets, of Chapter 24, Public Buildings and Property Generally, of the Code of the City of Roanoke (1979), as amended, is hereby amended and reordained to read and provide as follows:

§24-64. Operating Hours.

The market may be available for operation from 5:00 a.m. to 6:30 p.m. ~~Monday~~ *Sunday* through Saturday. Days and hours for the operation of the market shall be established by the city manager and set forth in the rules and regulations authorized by section 24-77 below.

2. This Ordinance shall be in full force and effect on and after July 1, 2006.

3. Pursuant to the provisions of Section 12 of the City Charter, the second reading of this ordinance by title is hereby dispensed with.

ATTEST:

City Clerk.

P.T.

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA

A RESOLUTION providing for an amendment to the fees charged for the use of market spaces at the Roanoke City Market, with such changes to be effective July 1, 2006; and directing amendment of the Fee Compendium.

BE IT RESOLVED by the Council of the City of Roanoke as follows:

1. As set out in the City Manager's letter to Council dated June 5, 2006, the market space fees for the use of spaces at the Roanoke City Market shall be, and hereby are, amended, effective on July 1, 2006, to provide that the Fees for Daily Permits shall be as follows:

DAILY PERMIT:

- Sunday through Thursday - \$10.00 per space per day.
- Friday and Saturday - \$15.00 per space per day.

The Fees for the other Permits, the Spreading Fee, and the Cleanup Fee referred to in Resolution No. 37263-120505, adopted on December 5, 2005, continue as set forth therein.

2. The Fee Compendium of the City, maintained by the Director of Finance and authorized and approved by City Council by Resolution No. 32412-032795, adopted March 27, 1995, effective as of that date, as amended, shall be amended to reflect the new market space fees for the Roanoke City Market as set forth above.

ATTEST:

City Clerk.



CITY OF ROANOKE OFFICE OF THE CITY MANAGER

Noel C. Taylor Municipal Building
215 Church Avenue, S.W., Room 364
Roanoke, Virginia 24011-1591

Telephone: (540) 853-2333

Fax: (540) 853-1138

City Web: www.roanokeva.gov

June 5, 2006

Honorable C. Nelson Harris, Mayor
Honorable Beverly T. Fitzpatrick, Jr., Vice Mayor
Honorable M. Rupert Cutler, Council Member
Honorable Alfred T. Dowe, Jr., Council Member
Honorable Sherman P. Lea, Council Member
Honorable Brenda L. McDaniel, Council Member
Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of City Council:

Subject: Additional State Funding
for Social Service Programs

Background:

Social Services, through our Foster Care Program, provides out-of-home placements for children who are in need of protection and can no longer live at home. For those children who are deemed eligible for Title IV-E funding, the Federal and State governments will reimburse localities for the costs of out-of-home placements at 100% of the maintenance, day care and visitation-related transportation. Federal and State funding is also available to assist with maintenance costs and special needs for adoptive families and assist with refugee resettlement.

Considerations:

The City of Roanoke will receive additional funding for Foster Care, Special Needs Adoption, Subsidized Adoption and Refugee Resettlement for FY 2005-2006 in the amount of \$355,000. Social Services currently maintains over 600 children who are in Foster Care or who receive some type of adoption assistance and the cost of providing services to these children continues to increase. Many of these children have difficulties which require special needs payments.

Honorable Mayor and Members of City Council
June 5, 2006
Page 2

Recommended Action:

Adopt the accompanying budget ordinance to increase General Fund revenue estimates by \$355,000 and appropriate funding in the same amount as outlined below:

Revenues	
001-110-1234-0679 (Refugee Program)	\$ 5,000
001-110-1234-0675 (Foster Care)	<u>350,000</u>
	355,000
Appropriations	
001-630-5313-3150 (Indo-Chinese)	\$ 5,000
001-630-5314-3115 (ADC Foster Care)	200,000
001-630-5314-3130 (Special Needs Adoption)	100,000
001-630-5314-3155 (Subsidized Adoption)	<u>50,000</u>
	355,000

Respectfully submitted,


Darlene L. Burcham
City Manager

DLB:icb

c: Mary F. Parker, City Clerk
William M. Hackworth, City Attorney
Jesse A. Hall, Director of Finance
Rolanda B. Russell, Assistant City Manager for Community Development
Jane R. Conlin, Director of Human Services/Social Services

CM06-00094

AHS

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA

AN ORDINANCE to appropriate additional funding from the Commonwealth of Virginia for the Department of Social Services, amending and reordaining certain sections of the 2005-2006 General Fund Appropriations, and dispensing with the second reading by title of this ordinance.

BE IT ORDAINED by the Council of the City of Roanoke that the following sections of the 2005-2006 General Fund Appropriations be, and the same are hereby, amended and reordained to read and provide as follows:

General Fund

Appropriations

Refugee Resettlement	001-630-5313-3150	\$ 5,000
ADC Foster Care	001-630-5314-3115	200,000
Special Needs Adoption	001-630-5314-3130	100,000
Subsidized Adoption	001-630-5314-3155	50,000

Revenues

Foster Care	001-110-1234-0675	350,000
Refugee Program	001-110-1234-0679	5,000

Pursuant to the provisions of Section 12 of the City Charter, the second reading of this ordinance by title is hereby dispensed with.

ATTEST:

City Clerk.



CITY OF ROANOKE OFFICE OF THE CITY MANAGER

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June 5, 2006

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Honorable Alfred T. Dowe, Jr., Council Member
Honorable Sherman P. Lea, Council Member
Honorable Brenda L. McDaniel, Council Member
Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of City Council:

Subject: Revenue Adjustment For
Outreach Detention/Electronic Monitoring
and Sanctuary-Crisis Intervention Center
Programs

Background:

The City of Roanoke Outreach Detention/Electronic Monitoring and Sanctuary/Crisis Intervention Programs provide court-ordered, pre-dispositional, intensive supervision of juveniles living within the community. Program services are provided to juveniles who reside in the City of Roanoke and other jurisdictions such as: Roanoke County, Botetourt, Salem, Craig County, and Alleghany County. Each outside jurisdiction pays for the services provided. The FY 2005-06 revenue estimate for Outreach Detention/Electronic Monitoring Services is \$50,000. The FY 2005-06 revenue estimate for Sanctuary/Crisis Intervention is \$30,000. It is anticipated that actual revenue for Outreach Detention/Electronic Monitoring will exceed the estimate in the amount of \$9,850. It is also anticipated that actual revenue for Sanctuary/Crisis Intervention will exceed the estimate in the amount of \$13,000.

Considerations:

In accordance with state mandates, all program revenue must be used for services that are specifically outlined in the board approved VJCCCA plan. The excess revenue must be appropriated for program activities.

Recommended Action:

Increase the General Fund Revenue estimate by \$9,850 in revenue account number 001-110-1234-1310 and increase the General Fund Revenue estimate by \$13,000 in revenue account number 001-110-1234-1311. Appropriate funding in the amount of \$22,850 to the following accounts:

001-631-3330-1004	Temporary Wages	\$3,000
001-631-3330-2021	Cell Phone	\$ 450
001-631-3330-3070	Equipment Rental	\$3,000
001-631-3350-2020	Telephone	\$2,400
001-631-3350-2066	Program Activities	\$1,000
001-631-3360-2020	Telephone	\$3,500
001-631-3360-2022	Electric	\$1,250
001-631-3360-2024	Gas	\$3,100
001-631-3360-2035	Equipment	\$1,500
001-631-3360-2032	Housekeeping	\$2,000
001-631-3360-2064	Wearing Apparel	\$ 650
001-631-3360-2066	Program Activities	\$1,000

Respectfully submitted,



Darlene L. Burcham
City Manager

DLB:gmb

c: Mary F. Parker, City Clerk
William M. Hackworth, City Attorney
Jesse A. Hall, Director of Finance
Rolanda Russell, Assistant City Manager
Jane Conlin, Director of Social/Human Services
James M. O'Hare, Youth Care Administrator

CM06-00090

AHS

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA

AN ORDINANCE to appropriate additional revenues from the Outreach Detention and Sanctuary programs, amending and reordaining certain sections of the 2005-2006 General Fund Appropriations, and dispensing with the second reading by title of this ordinance.

BE IT ORDAINED by the Council of the City of Roanoke that the following sections of the 2005-2006 General Fund Appropriations be, and the same are hereby, amended and reordained to read and provide as follows:

General Fund

Appropriations

Temporary Wages	001-631-3330-1004	\$ 3,000
Cellular Telephone	001-631-3330-2021	450
Equipment Rental	001-631-3330-3070	3,000
Telephone	001-631-3350-2020	2,400
Program Activities	001-631-3350-2066	1,000
Telephone	001-631-3360-2020	3,500
Electric	001-631-3360-2022	1,250
Gas	001-631-3360-2024	3,100
Housekeeping	001-631-3360-2032	2,000
Equipment	001-631-3360-2035	1,500
Wearing Apparel	001-631-3360-2064	650
Program Activities	001-631-3360-2066	1,000

Revenues

Housing Juveniles - Outreach	001-110-1234-1310	9,850
Housing Juveniles - Crisis Interv	001-110-1234-1311	13,000

Pursuant to the provisions of Section 12 of the City Charter, the second reading of this ordinance by title is hereby dispensed with.

ATTEST:

City Clerk.



CITY OF ROANOKE OFFICE OF THE CITY MANAGER

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June 5, 2006

Honorable C. Nelson Harris, Mayor
Honorable Beverly T. Fitzpatrick, Jr., Vice Mayor
Honorable M. Rupert Cutler, Council Member
Honorable Alfred T. Dowe, Jr., Council Member
Honorable Sherman P. Lea, Council Member
Honorable Brenda L. McDaniel, Council Member
Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of City Council:

Subject: Appropriation of Flood
Expenditure Reimbursement,
Flood Insurance Proceeds and
Budget Adjustment for Motor
Fuel Expenses

Background:

A local emergency was declared in the City of Roanoke on September 28, 2004 as a result of flooding. Cleanup, debris removal and repair efforts were initiated by city departments following the flooding. The Virginia Department of Emergency Management (VDEM) was notified by the Governor's Office that state funding was approved to assist the City of Roanoke in clean up required following the flooding. The approval was for 72% of eligible costs up to \$504,000.

Over the course of several months, supporting documentation regarding flood related expenditures was subsequently collected. Final expenditure documentation was available in recent months and a complete request was submitted to VDEM. VDEM has notified the City of Roanoke that funding in the amount of \$115,642 is being provided as a reimbursement for expenses incurred. This reimbursement represents 72% of total eligible expenses of \$160,613 incurred during the prior fiscal year.

Additional flood insurance proceeds have also been received in the amount of \$50,168 for repairs to the National Guard Armory.

A budget adjustment for motor fuels in the amount of \$296,800 was made on March 20, 2006. As a result of a cost increase since the prior adjustment, it is anticipated that motor fuel expenditures will exceed the current budget in the amount of \$100,000. The Fleet Management Fund revenue and expense budgets will need to be adjusted, and funding in the amount of \$95,500 will need to be allocated in the General Fund to cover its share of motor fuel billings. The remaining \$4,450 will be billed to the Roanoke Redevelopment and Housing Authority, Roanoke Valley Resource Authority, Roanoke Valley Detention Commission, Civic Center Fund, and Department of Technology Fund.

Recommended Action(s):

Adopt the accompanying budget ordinance to establish a revenue estimate of \$115,642 from VDEM in the General Fund and increase the revenue estimate for Flood Insurance Proceeds in the Capital Projects Fund in the amount of \$50,168. Appropriate \$50,168 to Facilities Management (BCAP) (008-440-9854-9003) in the Capital Projects Fund.

Increase the revenue estimate for Fleet Management Billings for Motor Fuels (017-110-1234-1279) by \$100,000. Appropriate funding in the amount of \$100,000 to Fleet Management Motor Fuels (017-440-2641-3013). Appropriate funding in the amount of \$95,550 to General Fund department motor fuel accounts as documented on Attachment A and \$20,092 to Contingency (001-300-9410-2199).

Respectfully submitted,



Darlene L. Burcham
City Manager

DLB:acm

c: Mary F. Parker, City Clerk
William M. Hackworth, City Attorney
Jesse A. Hall, Director of Finance
Sherman M. Stovall, Director of Management and Budget
Glenn A. Asher, Risk Management Officer
Paul J. Truntich, Environmental Administrator

#CM06-00101

AHS

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA

AN ORDINANCE to appropriate funding from the Virginia Department of Emergency Management and insurance proceeds to various department motor fuel accounts and to Facilities Maintenance BCAP and to increase the motor fuel revenue and expenditure budgets in the Fleet Management Fund, amending and reordaining certain sections of the 2005-2006 General, Capital Projects, and Fleet Management Funds Appropriations, and dispensing with the second reading by title of this ordinance.

BE IT ORDAINED by the Council of the City of Roanoke that the following sections of the 2005-2006 General, Capital Projects, and Fleet Management Funds Appropriations be, and the same are hereby, amended and reordained to read and provide as follows:

General Fund

Appropriations

Contingency	001-300-9410-2199	\$ 20,092
Motor Fuel and Lubricants - Sheriff	001-140-2140-2038	2,300
Motor Fuel and Lubricants - Jail	001-140-3310-2038	3,000
Motor Fuel and Lubricants - City Manager	001-300-1211-2038	200
Motor Fuel and Lubricants - Economic Devl	001-310-8120-2038	200
Motor Fuel and Lubricants - Telecom	001-430-4170-2038	200
Motor Fuel and Lubricants - Mgt Svcs	001-440-1617-2038	200
Motor Fuel and Lubricants - Custodial	001-440-4220-2038	200
Motor Fuel and Lubricants - Bldg Svcs	001-440-4330-2038	2,500
Motor Fuel and Lubricants - Fire Admin	001-520-3211-2038	350
Motor Fuel and Lubricants - Fire Support	001-520-3212-2038	1,000
Motor Fuel and Lubricants - Fire Operations	001-520-3213-2038	11,000
Motor Fuel and Lubricants - Fire Airport	001-520-3214-2038	200
Motor Fuel and Lubricants - EMS	001-520-3521-2038	600
Motor Fuel and Lubricants - Dir Public Wks	001-530-1280-2038	200
Motor Fuel and Lubricants - Streets	001-530-4110-2038	8,900
Motor Fuel and Lubricants - Traffic Engr	001-530-4160-2038	2,300
Motor Fuel and Lubricants - Solid Waste	001-530-4210-2038	22,500
Motor Fuel and Lubricants - Engineering	001-530-4310-2038	750
Motor Fuel and Lubricants - Bldg Inspect	001-610-3410-2038	750
Motor Fuel and Lubricants - Planning	001-610-8110-2038	200

Motor Fuel and Lubricants - Housing Svcs	001-615-8113-2038	550
Motor Fuel and Lubricants - Parks	001-620-4340-2038	8,000
Motor Fuel and Lubricants - Recreation	001-620-7110-2038	400
Motor Fuel and Lubricants - Rec Admin	001-620-7111-2038	200
Motor Fuel and Lubricants - Social Services	001-630-5314-2038	1,200
Motor Fuel and Lubricants - Youth Haven	001-631-3350-2038	200
Motor Fuel and Lubricants - Crisis Interv	001-631-3360-2038	200
Motor Fuel and Lubricants - Police Admin	001-640-3111-2038	400
Motor Fuel and Lubricants - Police Investigate	001-640-3112-2038	3,000
Motor Fuel and Lubricants - Police Patrol	001-640-3113-2038	21,200
Motor Fuel and Lubricants - Police Svcs	001-640-3114-2038	200
Motor Fuel and Lubricants - Police Training	001-640-3115-2038	750
Motor Fuel and Lubricants - Animal Ctrl	001-640-3530-2038	1,300
Motor Fuel and Lubricants - Libraries	001-650-7310-2038	200
Motor Fuel and Lubricants - Environmental	001-660-1214-2038	200
Revenue		
VDEM Reimbursement	001-110-1234-0664	115,642

Capital Projects Fund

Appropriations		
Facilities Management BCAP	008-440-9854-9003	50,168
Revenue		
Insurance Recoveries	008-110-1234-0717	50,168

Fleet Management Fund

Appropriations		
Motor Fuel/Lube Purchases	017-440-2641-3013	100,000
Revenue		
Billings for Motor Fuel and Lube	017-110-1234-1279	100,000

Pursuant to the provisions of Section 12 of the City Charter, the second reading of this ordinance by title is hereby dispensed with.

ATTEST:

City Clerk.



CITY OF ROANOKE OFFICE OF THE CITY MANAGER

Noel C. Taylor Municipal Building
215 Church Avenue, S.W., Room 364
Roanoke, Virginia 24011-1591

Telephone: (540) 853-2333

Fax: (540) 853-1138

City Web: www.roanokeva.gov

June 5, 2006

Honorable C. Nelson Harris, Mayor
Honorable Beverly T. Fitzpatrick, Jr., Vice Mayor
Honorable M. Rupert Cutler, Council Member
Honorable Alfred T. Dowe, Jr., Council Member
Honorable Sherman P. Lea, Council Member
Honorable Brenda McDaniel, Council Member
Honorable Brian J. Wishneff, Council Member

Subject: Acceptance of Donated Vehicles
for Use in Community Oriented
Policing Effort (COPE)

Dear Mayor Harris and Members of Council:

Background:

Over the years, several automotive dealers have been gracious enough to donate the use of motor vehicles to the City for use in our community oriented policing and crime prevention efforts at a cost of either one dollar per year or one dollar per month. The citizens of the city of Roanoke have benefited from these gracious donations through increased police presence and enhanced community support in our neighborhoods.

In support of the City's mission to develop public/private partnerships and to enhance community oriented policing efforts within the community, a local car dealership has offered to donate the use of one vehicle to this effort.

Considerations:

The conditional offer includes a mileage stipulation regarding the usage, whereby the mileage shall not exceed 15,000 miles per year. Mileage will be monitored on a monthly basis to ensure this conditional requirement is met.


Honorable Mayor and Members of Council
June 5, 2006
Page 2

Recommended Action:

Pursuant to Section 2-263 of the Code of the City of Roanoke (1979), as amended, City Council accept the donation of the use, for up to 15,000 miles within the one-year term of the lease, of one Mitsubishi Galant LS vehicle from Sarmadi and Harper, Inc., d/b/a Dave Sarmadi Mitsubishi, at a lease rate of one dollar per month, or twelve dollars per year.

City Council authorize the City Manager to accept this type of donation in the future and to execute vehicle lease agreements, as approved as to form by the City Attorney, with any auto dealer who will lease vehicles to the City at a lease rate of one dollar per month or one dollar per year on a year-by-year basis.

Respectfully submitted,



Darlene L. Burcham
City Manager

DLB:mds

c: Mary F. Parker, City Clerk
William M. Hackworth, City Attorney
Jesse A. Hall, Director of Finance
Rolanda B. Russell, ACM for Community Development
A. L. Gaskins, Chief of Police

CM06-0093

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA

A RESOLUTION authorizing and accepting the donation of certain motor vehicles for the use by the City and authorizing the City Manager to enter into agreements between the City and the owners of the motor vehicles.

WHEREAS, several automotive dealers have been gracious enough to donate the use of motor vehicles to the City at a cost of either one dollar per year or one dollar per month;

WHEREAS, the citizens of the City of Roanoke have benefited from these gracious donations over the years;

WHEREAS, City Council desires to accept donations of this nature in the future; and

WHEREAS, City Council desires to authorize the City Manager to execute vehicle lease agreements, as approved as to form by the City Attorney, to lease vehicles to the City at a one dollar per year or one dollar per month lease rate.

THEREFORE, BE IT RESOLVED by the Council of the City of Roanoke as follows:

1. Pursuant to Section 2-263 of the Code of the City of Roanoke (1979), as amended, City Council does hereby accept the donation of the use of one Mitsubishi Galant LS vehicle from Sarmadi and Harper, Inc., d/b/a Dave Sarmadi Mitsubishi, at a lease rate of one dollar per month and one dollar per year, respectively.

2. The City Manager is authorized to accept this type of donation in the future and to execute vehicle lease agreements, as approved as to form by the City Attorney, with any auto dealer who will lease vehicles to the City at a lease rate of one dollar per month or one dollar per year on a year-by-year basis.

ATTEST:

City Clerk.



CITY OF ROANOKE OFFICE OF THE CITY MANAGER

Noel C. Taylor Municipal Building
215 Church Avenue, S.W., Room 364
Roanoke, Virginia 24011-1591

Telephone: (540) 853-2333
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City Web: www.roanokeva.gov

June 5, 2006

Honorable C. Nelson Harris, Mayor
Honorable Beverly T. Fitzpatrick, Jr., Vice-Mayor
Honorable M. Rupert Cutler, Council Member
Honorable Alfred T. Dowe, Council Member
Honorable Sherman P. Lea, Council Member
Honorable Brenda L. McDaniel, Council Member
Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of City Council:

Subject: Resolution in Support of Railroad
Industrial Access Application by FreightCar
Roanoke, Inc.

Background:

FreightCar Roanoke, Inc., presently located in the former Norfolk Southern East End Shops in the City of Roanoke, produces aluminum railroad cars. In February 2005, City Council adopted Resolution No. 36961-020705 in support of FreightCar Roanoke, Inc.'s application for Railroad Industrial Access Funds of up to \$450,000. Those funds have been received and used. The site now needs an additional rail line costing approximately \$600,000 to increase production. FreightCar Roanoke, Inc. has approached the City of Roanoke to support its application to the Virginia Department of Rail and Public Transportation (DRPT) Railroad Industrial Access Program for funds to help defray a portion of this cost. This application must be supported by the City for the industry and be accompanied by a resolution from the local governing authority in support of the application. The City will not incur any monetary obligation to provide any part of these funds.

Considerations:

The company will invest \$600,000 over and above their original \$5.45 million and retain their 440 employees. As part of this project, the company is again requesting \$300,000 in Industrial Access Railroad Track Funds from the Department of Rail and Public Transportation (DRPT). In addition, if the

company spends an additional \$300,000 in upgrading the railroad track, the company is requesting DRPT to grant it additional monies equal to \$150,000.

Recommended Action:

Adopt a resolution in support of such application.

Authorize the City Manager to execute and/or provide appropriate documents for the Virginia Department of Rail and Public Transportation for the Railroad Industrial Access Program in connection with FreightCar Roanoke, Inc.'s application to assist the company in obtaining up to \$450,000 in Program funds and to state the City's support for FreightCar Roanoke, Inc. receiving such Program funds from the Commonwealth.

Respectfully submitted,



Darlene L. Burcham
City Manager

DLB:lb

c: Mary F. Parker, City Clerk
William M. Hackworth, City Attorney
Jesse A. Hall, Director of Finance
R. Brian Townsend, Director of Planning Building & Economic
Development
Sherman M. Stovall, Director of Management and Budget

CM06-00092

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA

A RESOLUTION supporting the application or other documents to be filed with the Virginia Department of Rail and Public Transportation by FreightCar Roanoke, Inc., for up to \$450,000 in Industrial Access Railroad Track Funds and to state the City's support for FreightCar Roanoke, Inc., receiving such funds.

WHEREAS, FreightCar Roanoke, Inc., (Freight Car) has expressed its intent and desire to the City of Roanoke to expand its industrial operations in the City of Roanoke;

WHEREAS, FreightCar and its operations will require additional rail access for such operations;

WHEREAS, the officials of FreightCar have reported to the City their intent to apply for Industrial Access Railroad Track Funds from the Commonwealth of Virginia's Department of Rail and Public Transportation in an amount up to \$450,000;

WHEREAS, the City has been advised that the locality within which the industry is expanding must provide a resolution supporting such application; and

WHEREAS, Council wishes to indicate the City's support for FreightCar's application.

THEREFORE, BE IT RESOLVED by the Council of the City of Roanoke as follows:

1. City Council hereby endorses and supports the application to be filed by FreightCar for up to \$450,000 in Industrial Access Railroad Track Funds and makes known the City's desire and intent to assist and cooperate with the Commonwealth of

Virginia's Department of Rail and Public Transportation and the Commonwealth Transportation Board so the Department and/or Board can provide the maximum financial assistance to FreightCar for the purpose of expanding FreightCar's facility in the City.

2. The City Manager is hereby authorized to execute and file on behalf of the City any and all appropriate documents required in connection with supporting the application to be filed by FreightCar for FreightCar to receive Industrial Access Railroad Track Funds from the Commonwealth of Virginia in an amount up to \$450,000, and to take such further action and furnish such additional information as may be required by the Commonwealth regarding such application, all as more fully set forth in the City Manager's letter to Council dated June 5, 2006.

ATTEST:

City Clerk.



WILLIAM M. HACKWORTH
CITY ATTORNEY

CITY OF ROANOKE
OFFICE OF CITY ATTORNEY
464 MUNICIPAL BUILDING
215 CHURCH AVENUE, SW
ROANOKE, VIRGINIA 24011-1595

TELEPHONE: 540-853-2431
FAX: 540-853-1221
EMAIL: cityatty@roanokeva.gov

TIMOTHY R. SPENCER
STEVEN J. TALEVI
GARY E. TEGENKAMP
DAVID L. COLLINS
HEATHER P. FERGUSON
ASSISTANT CITY ATTORNEYS

June 5, 2006

The Honorable Mayor and Members
of City Council
Roanoke, Virginia

Re: Reenactment of City Code

Dear Mayor Harris and Council Members:

Since 1982, City Council has reenacted and recodified the City Code on an annual basis in order to properly incorporate in the Code amendments made by the General Assembly at the previous Session to State statutes that are incorporated by reference in the City Code. This procedure ensures that the ordinances codified in our Code incorporate the most recent amendments to State law.

Incorporation by reference is frequently utilized in local codes to preclude having to set out lengthy provisions of State statutes in their entirety. In addition, the technique ensures that local ordinances are always consistent with the State law as is generally required.

The procedure whereby a local governing body incorporates State statutes by reference after action of the General Assembly has been approved by the Attorney General. See Report of the Attorney General (1981-1982) at 272. I recommend that Council adopt the attached ordinance to readopt and reenact the Code of the City of Roanoke (1979). If the attached ordinance is not adopted, City Code sections incorporating provisions of the State Code amended at the last Session of the General Assembly may not be deemed to include the recent amendments and may be impermissibly inconsistent which could result in the dismissal of criminal prosecutions under these City Code sections.

Sincerely yours,

A handwritten signature in black ink that reads "William M. Hackworth".

William M. Hackworth
City Attorney

WMH:lsc
Attachment

c: Darlene L. Burcham, City Manager
The Honorable Donald S. Caldwell, Commonwealth's Attorney
A. L. "Joe" Gaskins, Chief of Police
Mary F. Parker, City Clerk

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA,

AN ORDINANCE to readopt and reenact the Code of the City of Roanoke (1979), as amended; and dispensing with the second reading by title of this ordinance.

WHEREAS, by Ordinance No. 25043, adopted April 7, 1980, this Council adopted and enacted a new code for the City of Roanoke entitled the Code of the City of Roanoke (1979) (hereinafter sometimes referred to as the "City Code");

WHEREAS, such Code, as amended, contains certain provisions which incorporate by reference portions of the Code of Virginia (1950), as amended, (hereinafter "State Code");

WHEREAS, from time to time, certain of these State Code sections which are incorporated by reference in the City Code have been amended by the General Assembly;

WHEREAS, such amendments are a matter of public record which are set forth in the Acts of Assembly and supplements and replacement volumes of the State Code; and

WHEREAS, it is the desire of this Council that those provisions of the City Code which adopt by reference State Code provisions shall be fully consistent with enactments of the most recent Session of the General Assembly;

THEREFORE, BE IT ORDAINED by the Council of the City of Roanoke that:

1. The Code of the City of Roanoke (1979), as amended, a copy of which is on file in the City Clerk's Office, consisting of Chapters 1 through 36.2, each inclusive, is hereby readopted and reenacted. Such Code amendments heretofore and hereafter adopted shall continue to be known as the Code of the City of Roanoke (1979), as amended.

2. With respect to sections or provisions of the State Code incorporated by reference in the City Code, Council recognizes any amendments made to such sections or provisions of the State Code by the most recent Session of the General Assembly and hereby expresses the intent and ordains

that such amendments to sections or provisions of the State Code incorporated by reference in the City Code shall be included in the City Code verbatim as enacted by the most recent Session of the General Assembly.

3. Any reference in the City Code to any section, article or chapter from former Titles of the State Code shall be deemed and construed to apply to the successor section, article or chapter of the State Code, comparable sections being set out in Tables of Comparable Sections for certain Repealed and Revised Titles published in Volume 10.

4. Pursuant to Section 12 of the City Charter, the second reading of this ordinance by title is hereby dispensed with.

ATTEST:

City Clerk.



WILLIAM M. HACKWORTH
CITY ATTORNEY

CITY OF ROANOKE
OFFICE OF CITY ATTORNEY
464 MUNICIPAL BUILDING
215 CHURCH AVENUE, SW
ROANOKE, VIRGINIA 24011-1595

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DAVID L. COLLINS
HEATHER P. FERGUSON
ASSISTANT CITY ATTORNEYS

June 5, 2006

The Honorable Mayor and Members
of City Council
Roanoke, Virginia

Re: Covenants

Dear Mayor Harris and Members of Council:

By deed of March 15, 1941, Virginia Holding Corporation conveyed to the City approximately 30.15 acres of land upon the condition that it be used for stadium, armory, park, and recreational purposes only. Victory Stadium was subsequently constructed on the property. Virginia Holding Corporation has executed a deed releasing the City from any requirement that the property be used for stadium purposes. The City would continue to be required to use the property for armory, park, and recreational purposes. The attached measure authorizes the Mayor to execute the deed of release.

Please let me know if you have any questions about this matter.

With kindest personal regards, I am

Sincerely yours,

A handwritten signature in dark ink, appearing to read "Bill Hackworth".

William M. Hackworth
City Attorney

WMH:lsc

c: Darlene L. Burcham, City Manager

IN THE COUNCIL OF THE CITY OF ROANOKE, VIRGINIA

AN ORDINANCE authorizing the Mayor to execute a Deed of Release dated May 26, 2006, between Virginia Holding Corporation and the City of Roanoke; and dispensing with the second reading by title of this ordinance.

WHEREAS, by Deed of Release dated May 26, 2006, Virginia Holding Corporation released to and for the benefit of the City the condition and covenants contained in the deed dated March 15, 1941, requiring the City to improve the property described in such deed for a stadium, and to maintain a stadium on the property; provided that the City shall continue to use the property for armory, park and recreational uses.

THEREFORE, BE IT ORDAINED by the Council for the City of Roanoke as follows:

1. The Mayor and the City Clerk are authorized for and on behalf the City to execute and attest, respectively, the Deed of Release dated May 26, 2006.
2. Pursuant to Section 12 of the City Charter, the second reading of this ordinance by title is hereby dispensed with.

ATTEST:

City Clerk.



CITY OF ROANOKE

DEPARTMENT OF FINANCE

215 Church Avenue, S.W., Room 461

P.O. Box 1220

Roanoke, Virginia 24006-1220

Telephone: (540) 853-2821

Fax: (540) 853-6142

JESSE A. HALL

Director of Finance

email: jesse_hall@ci.roanoke.va.us

ANN H. SHAWVER

Deputy Director

email: ann_shawver@ci.roanoke.va.us

June 5, 2006

Honorable C. Nelson Harris, Mayor
Honorable Beverly T. Fitzpatrick, Jr., Vice Mayor
Honorable M. Rupert Cutler, Council Member
Honorable Alfred T. Dowe, Jr., Council Member
Honorable Sherman P. Lea, Council Member
Honorable Brenda L. McDaniel, Council Member
Honorable Brian J. Wishneff, Council Member

Dear Mayor Harris and Members of City Council:

Subject: April Financial Report

The adopted budget for the fiscal year 2006 totaled \$223.8 million representing a 5.7% increase over the previous year's adopted budget. The following narrative provides commentary on the significant events of this period.

Revenues

Revenues through April 2006 increased .8% compared to the prior fiscal year. This revenue growth is affected by the Commonwealth's change in methodology regarding the Personal Property Tax Relief Act (PPTRA) allocation. In prior years, amounts were remitted to the City by the Commonwealth upon payment by the taxpayer of their share of personal property taxes. As such, PPTRA was collected from the state on an ongoing basis. Furthermore, by using accrual accounting to record personal property tax revenues, the City recognized revenue at the time of billing, typically mid-April of each year. Under the new allocation method effective with the current personal property tax year, the City will receive its share of 2006 PPTRA in July/August. This revenue will be recorded as revenue in FY06 via an accounting accrual. As mentioned previously, this change is not expected to have an overall negative effect on the City's revenue, although we will forgo some interest earnings due to the delay in receiving the cash. As a reminder, due to the cap on PPTRA funding from the state, citizens will receive 66.19% PPTRA relief on qualifying vehicles as opposed to 70% as in previous years. Adjusted for this fairly significant change, General Fund revenues grew 5.4%,

consistent with the growth anticipated in the budget. Additional variances from the prior year are addressed as follows:

General Property Taxes increased 8.3%, led by growth in the real estate tax. The first installment of the tax was due October 5 and the second installment was due on April 5. Real estate tax revenue has increased 9.0% as of April 30 as a result of growth in reassessments and new construction for the year. Personal property tax bills were mailed on April 17, and the tax due date was May 31. Personal property taxes decreased through April; however, the majority of collections will be reported on the upcoming month's report. We anticipate modest growth in this major revenue source.

Other Local Taxes increased 7.6% through April. The Prepared Food and Beverage tax rate increased from 4% to 5% effective July 1, 2005. Through April, this rate increase has provided approximately \$1.5 million in additional revenue and is on target to provide total growth of \$2 million this fiscal year. Exclusive of the rate increase, Prepared Food and Beverage tax increased 6.9%, excellent growth in this important local tax. Sales tax collections increased 5.8% compared to the prior year, also providing a positive indication of the health of the local economy. The Business, Professional and Occupational License tax (BPOL) was due March 1, 2006. The revenue from this tax has increased 7% from the prior year and exceeds the revenue estimate. Also indicative of a positive trend in our economy is 13.5% growth in the Transient Room Tax, which is influenced by positive performance at local hotels in terms of both room rates and occupancy levels. This revenue has also benefited from the results of ongoing tax audits.

Revenue from the Use of Money and Property increased significantly over the prior year as a result of interest income on the Budget Stabilization Reserve. The reserve was established in late FY05 by transfer of funds from the Debt Service Fund to serve as a funding source for emergencies or unforeseen decline in revenues. Additional rental income from the Commonwealth Building also contributed to the variance.

Grants-in-Aid Commonwealth decreased 19.6% due to the aforementioned change in PPTRA and the impact of using accrual accounting in the past to recognize PPTRA revenues when taxes were billed in April. Also in this category, revenues provided by the Commonwealth of Virginia Compensation Board grew due to an increase in the percentage of salary expenditures eligible for reimbursement. AFDC Foster Care and Employment Services revenues also grew. These social services revenues are directly related to an increase in reimbursable expenditures related to adoption and employment services.

Miscellaneous Revenue decreased 15.2% due in part to the adoption of the Economic and Community Development Reserve Policy during the latter part of Fiscal Year 2005. This policy accounts for revenue from small property sales in the Capital Projects Fund where the reserve is maintained rather than the General Fund. A timing difference in the collection of the Roanoke Redevelopment and Housing Authority's payment in lieu of taxes also contributed to the decline.

Expenditures

General Fund expenditures, as a whole, increased 5.7%. All departments are affected by the 3% average pay raise granted to City employees beginning July 1, 2005. Fire/EMS and Sheriff/Jail employees also received an additional 4% raise effective January 1, 2006. A change in the billing methodology of the Fleet and Department of Technology (DoT) funds also affects user departments. Effective with FY06, Fleet and DOT began billing user departments for capital outlay rather than a Nondepartmental lump sum transfer as in prior years. This causes a decline in the Nondepartmental category and an offsetting increase in numerous other categories throughout FY06. Other variances between FY05 and FY06 are addressed as follows:

General Government expenditures grew 7.7% due to the aforementioned increases in the personnel costs and internal service charges. Additionally, City expenditures for Cable Television Educational Access (RVTv) are now recorded as a function of the Office of Communications. In prior years, this expenditure was accounted for under Community Development.

Public Safety expenditures are 7.8% higher in the current year due to the aforementioned increase in salaries. Additionally, the Jail has experienced an increase in the cost of prison health care services, and capital maintenance and equipment replacement spending in the Police Department is higher in the current year.

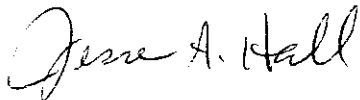
Parks, Recreation and Cultural expenditures increased 15.3% in part due to the reclassification of expenditures for Event Zone, Virginia Amateur Sports, as well as other recreational related subsidies from Community Development to Parks and Recreation Administration. An increase in special project expenditures for Youth Services contributed to the variance, as well as higher personnel costs for the Libraries due to the reclassification of several existing positions and the addition of new positions.

Transfer to Debt Service Fund expenditures increased 12.6% primarily as a result of debt service on the 2004B issue which began in July 2006.

Honorable Mayor and Members of Council
June 5, 2006
Page 4

Nondepartmental expenditures declined 13.4% due to a decrease in the amount of undesignated fund balance transferred to the Capital Projects Fund. The aforementioned change in internal service billing procedures also contributed to the variance.

Sincerely,

A handwritten signature in black ink that reads "Jesse A. Hall". The signature is written in a cursive, flowing style.

Jesse A. Hall
Director of Finance

JAH:DLH:ca

Attachments

c: Darlene L. Burcham, City Manager
William M. Hackworth, City Attorney
Mary F. Parker, City Clerk
Rolanda B. Russell, Assistant City Manager
James Grigsby, Acting Assistant City Manager
Sherman M. Stovall, Director of Management and Budget

**CITY OF ROANOKE, VIRGINIA
GENERAL FUND**

STATEMENT OF REVENUE

Revenue Source	Year to Date for the Period			Current Fiscal Year	
	July 1 - April 30 2004-2005	July 1 - April 30 2005-2006	Percentage of Change	Revised Revenue Estimates	Percent of Revenue Estimate Received
General Property Taxes	\$ 76,322,229	\$ 82,657,788	8.30 %	\$ 93,243,000	88.65%
Other Local Taxes	47,881,898	51,538,894	7.64 %	65,801,000	78.33%
Permits, Fees and Licenses	1,029,103	1,017,665	-1.11 %	1,069,000	95.20%
Fines and Forfeitures	1,205,215	1,251,113	3.81 %	1,354,000	92.40%
Revenue from Use of Money and Property	465,782	910,570	95.49 %	722,000	126.12%
Grants-in-Aid Commonwealth	44,377,324	35,700,952	-19.55 %	53,487,385	66.75%
Grants-in-Aid Federal Government	19,385	19,384	-0.01 %	38,000	51.01%
Charges for Services	7,364,103	7,079,009	-3.87 %	8,891,000	79.62%
Internal Services	2,029,101	2,114,457	4.21 %	2,822,192	74.92%
Miscellaneous Revenue	532,921	452,012	-15.18 %	384,000	117.71%
Total	\$ 181,227,061	\$ 182,741,844	0.84 %	\$ 227,811,577	80.22%

STATEMENT OF EXPENDITURES AND ENCUMBRANCES

Expenditures	Year to Date for the Period			Current Fiscal Year		
	July 1 - April 30 2004-2005	July 1 - April 30 2005-2006	Percentage of Change	Unencumbered Balance	Revised Appropriations	Percent of Budget Obligated
General Government	9,106,676	9,810,101	7.72 %	\$ 2,411,792	\$ 12,221,893	80.27%
Judicial Administration	5,212,677	5,397,583	3.55 %	1,618,893	7,016,476	76.93%
Public Safety	43,071,202	46,418,976	7.77 %	10,145,596	56,564,572	82.06%
Public Works	18,903,697	19,314,095	2.17 %	4,596,103	23,910,198	80.78%
Health and Welfare	25,689,420	26,180,551	1.91 %	8,561,559	34,742,110	75.36%
Parks, Recreation and Cultural	6,833,965	7,880,797	15.32 %	1,997,639	9,878,436	79.78%
Community Development	4,734,789	5,015,444	5.93 %	848,391	5,863,835	85.53%
Transfer to Debt Service Fund	15,655,376	17,634,793	12.64 %	89,925	17,724,718	99.49%
Transfer to School Fund	44,027,958	46,731,014	6.14 %	9,058,716	55,789,730	83.76%
Nondepartmental	6,792,839	5,879,787	-13.44 %	3,619,951	9,499,738	61.89%
Total	\$ 180,028,599	\$ 190,263,141	5.68 %	\$ 42,948,565	\$ 233,211,706	81.58%

**CITY OF ROANOKE, VIRGINIA
CIVIC FACILITIES FUND
COMPARATIVE INCOME STATEMENT
FOR THE TEN MONTHS ENDING APRIL 30, 2006**

	<u>FY 2006</u>	<u>FY 2005</u>
Operating Revenues		
Rentals	\$ 598,706	\$ 573,839
Event Expenses	133,373	170,549
Display Advertising	114,170	132,626
Admissions Tax	375,628	415,478
Electrical Fees	8,775	16,351
Novelty Fees	84,389	80,122
Facility Surcharge	310,004	282,430
Charge Card Fees	72,604	86,710
Commissions	61,377	61,758
Catering/Concessions	887,267	769,714
Other	6,246	22,044
Total Operating Revenues	<u>2,652,539</u>	<u>2,611,621</u>
Operating Expenses		
Personal Services	1,726,974	1,617,033
Operating Expenses	1,780,781	1,756,519
Depreciation	454,915	387,493
Total Operating Expenses	<u>3,962,670</u>	<u>3,761,045</u>
Operating Loss	<u>(1,310,131)</u>	<u>(1,149,424)</u>
Nonoperating Revenues (Expenses)		
Interest on Investments	42,825	33,662
Transfer from General Fund	803,346	567,483
Transfer from General Fund - Victory Stadium	125,841	102,277
Transfer to Debt Service Fund	(64,869)	(66,219)
Interest and Fiscal Charges	(78,285)	(80,245)
Arena Ventures Contractural Penalties	133,585	122,970
Flood Damage Reimbursements	-	177,239
Miscellaneous	3,526	6,550
Net Nonoperating Revenues	<u>965,969</u>	<u>863,717</u>
Net Loss	<u><u>\$ (344,162)</u></u>	<u><u>\$ (285,707)</u></u>

**CITY OF ROANOKE, VIRGINIA
PARKING FUND
COMPARATIVE INCOME STATEMENT
FOR THE TEN MONTHS ENDING APRIL 30, 2006**

	<u>FY 2006</u>	<u>FY 2005</u>
Operating Revenues		
Century Station Parking Garage	\$ 334,967	\$ 309,337
Williamson Road Parking Garage	439,158	451,475
Market Square Parking Garage	179,683	185,005
Church Avenue Parking Garage	538,945	520,481
Tower Parking Garage	381,267	362,789
Gainsboro Parking Garage	101,880	86,831
Williamson Road Surface Lots	69,960	70,962
Norfolk Avenue Surface Lot	15,673	52,249
Gainsboro Surface Lot	40,561	44,995
Church Avenue Surface Lot	38,000	38,000
Bullitt Avenue Surface Lot	67,094	66,515
Salem Avenue Surface Lot	21,171	18,425
West Church/YMCA Surface Lots	<u>25,926</u>	<u>12,291</u>
Total Operating Revenues	<u>2,254,285</u>	<u>2,219,355</u>
Operating Expenses		
Operating Expenses	941,327	911,661
Depreciation	<u>477,492</u>	<u>477,147</u>
Total Operating Expenses	<u>1,418,819</u>	<u>1,388,808</u>
Operating Income	<u>835,466</u>	<u>830,547</u>
Nonoperating Revenues (Expenses)		
Interest on Investments	72,559	30,885
Interest and Fiscal Charges	<u>(250,135)</u>	<u>(268,917)</u>
Net Nonoperating Expenses	<u>(177,576)</u>	<u>(238,032)</u>
Net Income	<u><u>\$ 657,890</u></u>	<u><u>\$ 592,515</u></u>

**CITY OF ROANOKE, VIRGINIA
MARKET BUILDING FUND
COMPARATIVE INCOME STATEMENT
FOR THE TEN MONTHS ENDING APRIL 30, 2006**

	<u>FY 2006</u>	<u>FY 2005</u>
Operating Revenues		
Retail Space Rental	<u>\$ 230,452</u>	<u>\$ 205,518</u>
Total Operating Revenues	<u>230,452</u>	<u>205,518</u>
Operating Expenses		
Operating Expense	249,806	275,460
Depreciation	<u>6,418</u>	<u>6,415</u>
Total Operating Expenses	<u>256,224</u>	<u>281,875</u>
Operating Loss	<u>(25,772)</u>	<u>(76,357)</u>
Nonoperating Revenues (Expenses)		
Interest on Investments	2,952	(545)
Transfer from General Fund	17,500	-
Miscellaneous	<u>130</u>	<u>-</u>
Net Nonoperating Revenues (Expenses)	<u>20,582</u>	<u>(545)</u>
Net Loss	<u><u>\$ (5,190)</u></u>	<u><u>\$ (76,902)</u></u>

**CITY OF ROANOKE, VIRGINIA
CITY TREASURER'S OFFICE
GENERAL STATEMENT OF ACCOUNTABILITY
FOR THE MONTH ENDED APRIL 30, 2006**

TO THE DIRECTOR OF FINANCE:

GENERAL STATEMENT OF ACCOUNTABILITY OF THE CITY TREASURER OF THE CITY OF ROANOKE, VIRGINIA FOR THE FUNDS OF SAID CITY FOR THE MONTH ENDED APRIL 30, 2006.

FUND	BALANCE AT MAR 31, 2006	RECEIPTS	DISBURSEMENTS	BALANCE AT APR 30, 2006	BALANCE AT APR 30, 2005
GENERAL	\$16,014,710.76	\$22,247,371.89	\$19,099,555.59	\$19,162,527.06	\$1,825,157.57
WATER	420.00	0.00	0.00	420.00	420.00
WATER POLLUTION CONTROL	(34,205.21)	0.00	(35,943.43)	1,738.22	1,738.22
CIVIC FACILITIES	8,177,021.44	548,549.17	2,188,687.51	6,536,883.10	7,912,725.71
PARKING	6,333,086.26	206,584.23	36,552.99	6,503,117.50	3,523,486.19
CAPITAL PROJECTS	48,550,555.86	1,344,341.35	1,172,008.90	48,722,888.31	57,324,166.19
MARKET BLDG OPERATIONS	60,454.26	26,707.02	24,998.43	62,162.85	(121,047.41)
CONFERENCE CENTER	3,914,330.82	3,674.55	2,776.00	3,915,229.37	4,079,089.43
DEBT SERVICE	(865,391.04)	2,079,588.78	120,210.03	1,093,987.71	16,856,921.93
DEPT OF TECHNOLOGY	7,383,283.00	294,743.39	331,682.88	7,346,343.51	3,182,818.00
FLEET MANAGEMENT	783,434.44	1,038,032.24	184,370.66	1,637,096.02	786,302.70
PAYROLL	(13,876,612.36)	16,702,173.96	16,525,232.72	(13,699,671.12)	(12,720,982.24)
RISK MANAGEMENT	11,214,886.63	849,777.87	891,905.93	11,172,758.57	11,496,882.11
PENSION	525,630.71	1,531,744.55	1,866,693.35	190,681.91	616,929.10
SCHOOL FUND	(379,168.65)	7,862,806.15	6,423,743.95	1,059,893.55	1,192,940.11
SCHOOL CAPITAL PROJECTS	17,634,393.10	5,377.02	450,528.98	17,189,241.14	17,512,748.11
SCHOOL FOOD SERVICE	120,761.14	582,400.63	416,849.80	286,311.97	122,570.80
GRANT	2,655,966.75	519,761.35	684,862.02	2,490,866.08	737,867.76
TOTAL	\$108,213,557.91	\$55,843,634.15	\$50,384,716.31	\$113,672,475.75	\$114,330,734.28

CERTIFICATE

I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE STATEMENT OF MY ACCOUNTABILITY TO THE CITY OF ROANOKE, VIRGINIA, FOR THE FUNDS OF THE VARIOUS ACCOUNTS THEREOF FOR THE MONTH ENDED APRIL 30, 2006.
THAT SAID FOREGOING:

CASH

CASH IN HAND \$15,734.47
CASH IN BANK 781,193.75

INVESTMENTS ACQUIRED FROM COMPETITIVE PROPOSALS:

COMMERCIAL HIGH PERFORMANCE MONEY MARKET 6,550,000.00
COMMERCIAL PAPER 3,907,862.78
LOCAL GOVERNMENT INVESTMENT POOL 14,666,700.78
MONEY MANAGEMENT ACCOUNT 10,003,950.04
REPURCHASE AGREEMENTS 10,000,000.00
U. S. AGENCIES 19,317,308.33
VIRGINIA AIM PROGRAM (U. S. SECURITIES) 17,521,628.49
VIRGINIA SNAP PROGRAM (U. S. SECURITIES) 30,908,097.11
TOTAL \$113,672,475.75

MAY 16, 2006


EVELYN W. POWERS, TREASURER

**CITY OF ROANOKE PENSION PLAN
STATEMENT OF CHANGES IN PLAN NET ASSETS
FOR THE TEN MONTHS ENDED APRIL 30, 2006**

	<u>FY 2006</u>	<u>FY 2005</u>
<u>Additions:</u>		
Employer Contributions	\$ 6,678,842	\$ 5,224,163
Investment Income		
Net Appreciation (Depreciation) in Fair Value of Investments	31,944,939	12,650,469
Interest and Dividend Income	4,137,391	2,532,509
Total Investment Income (Loss)	36,082,330	15,182,978
Less Investment Expense	284,058	305,825
Net Investment Income (Loss)	35,798,272	14,877,153
Total Additions (Deductions)	<u>\$ 42,477,114</u>	<u>\$ 20,101,316</u>
 <u>Deductions</u>		
Benefits Paid to Participants	\$ 18,046,653	\$ 16,827,292
Administrative Expenses	310,457	302,932
Total Deductions	<u>18,357,110</u>	<u>17,130,224</u>
 Net Increase (Decrease)	24,120,004	2,971,092
 Net Assets Held in Trust for Pension Benefits:		
Fund Balance July 1	318,675,367	306,925,352
Fund Balance April 30	<u><u>\$ 342,795,371</u></u>	<u><u>\$ 309,896,444</u></u>

**CITY OF ROANOKE PENSION PLAN
BALANCE SHEET
APRIL 30, 2006**

	<u>FY 2006</u>	<u>FY 2005</u>
<u>Assets</u>		
Cash	\$ 190,630	\$ 616,929
Investments, at Fair Value	344,443,840	310,989,903
Due from Other Funds	1,431	1,431
Other Assets	<u>-</u>	<u>6,531</u>
Total Assets	<u>\$ 344,635,901</u>	<u>\$ 311,614,794</u>
 <u>Liabilities and Fund Balance</u>		
Liabilities:		
Due to Other Funds	\$ 1,840,530	\$ 1,718,350
Accounts Payable	<u>-</u>	<u>-</u>
Total Liabilities	<u>1,840,530</u>	<u>1,718,350</u>
Fund Balance:		
Fund Balance, July 1	318,675,367	306,925,352
Net Gain (Loss) - Year to Date	<u>24,120,004</u>	<u>2,971,092</u>
Total Fund Balance	<u>342,795,371</u>	<u>309,896,444</u>
Total Liabilities and Fund Balance	<u>\$ 344,635,901</u>	<u>\$ 311,614,794</u>